S.B.Cr.Misc. Bail App. No. 4294/2006
(Karana Ram Vs. State of Rajasthan)

Date of order : 10/10/2006

HON'BLE MR.H.R.PANWAR, J.

Mr. J.S.Choudhary for the petitioner.

Mr. Vishnu Kachhawaha Public Prosecutor.

Heard learned counsel for the petitioner and the Public Prosecutor for the State. Perused the order impugned as also police investigation diary. I have also gone through the statement of injured Hukmaram as also his injury report.

The allegation of inflicting injury by knife is against Gordhan. So far as the present petitioner is concerned, he was alleged to have been armed with lathi. It appears that not only the petitioner, but the other persons namely Baluram, Lakha, Magaram and Khetaram etc. inflicted head injury to the injured. No specific injury has been assigned to the present petitioner. It is contended by learned counsel for the petitioner that there is a cross FIR being FIR No. 37 dated 1.9.2006 for the offences under Sections 323 and 341 IPC, wherein the petitioner himself suffered injuries at the hands of the complainant party.

Looking to the facts and circumstances of the case and having considered the oral arguments advanced by both the parties and keeping in view the fact that there is a cross case and the knife injury has not been assigned to the present petitioner, I think it just and proper to enlarge the accused petitioner on bail.

Accordingly, this bail application filed under Sec. 439 Cr.P.C. is

allowed and it is directed that petitioner Karana Ram S/o Bala Ram be released on bail in CR No.38/2006 P.S. Mandali, provided he executes a personal bond for a sum of Rs. 20,000/- with two sound and solvent sureties in the sum of Rs.10,000/- each to the satisfaction of learned trial court for his appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(H.R.PANWAR), J.

RP